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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA  
**(HONORABLE JEFFREY T. MILLER)**

1 UNITED STATES OF AMERICA, ) Case No. 08cr1969-JM  
2 Plaintiff, ) Date: July 25, 2008  
3 v. ) Time: 11:00 a.m.  
4 MANLEY SMITH (2), ) MOTION FOR ORDER  
5 Defendant. ) TO SHORTEN TIME

TO: KAREN HEWITT, UNITED STATES ATTORNEY; AND  
MARK CONOVER, ASSISTANT UNITED STATES ATTORNEY:

8 The above-named defendant, by and through counsel, moves this Court for an order shortening time  
9 to file his *MOTIONS TO:*

**(1) PRESERVE AND INSPECT EVIDENCE;**

(2) COMPEL DISCOVERY;

(3) COMPEL NOTICE PURSUANT TO FED. R. CRIM. P. 12(b)(4)(B); AND,

*(4) GRANT LEAVE TO FILE FURTHER MOTIONS,*

4 to eleven (11) days, to be heard Friday, July 25, 2008 at 11:00 a.m., or as soon thereafter as counsel may be  
5 heard, for the following reasons:

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1 Defense counsel was out of the district for two and a half weeks on vacation and did not return until  
2 July 12, 2008.

3 Respectfully submitted,

4 DATED: July 14, 2008

/s/ Jason I. Ser  
5 JASON I. SER  
Federal Defenders of San Diego, Inc.  
6 Attorneys for Mr. Smith  
E-mail: jason\_ser@fd.org

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UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

)  
UNITED STATES OF AMERICA, )  
                                ) Case No. 08CR1969-JM  
Plaintiff,                 )  
v.                             )  
                                ) CERTIFICATE OF SERVICE  
MANLEY SMITH (2),         )  
                                )  
Defendant.                 )  
                                )  
\_\_\_\_\_)

Counsel for Defendant certifies that the foregoing pleading, is true and accurate to the best of his information and belief, and that a copy of the foregoing Defendant's Motion to Shorten Time has been electronically served this day upon:

W. Mark Conover  
Assistant U.S. Attorney  
880 Front Street  
San Diego, CA 92101

Dated: July 14, 2008

/s/ Jason I. Ser  
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